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JUL 16 2008

Page 1



## UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

BERESKIN AND PARR  
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BOX 401  
TORONTO, ON M5H 3Y2

Appeal No: 2008-3488  
Appellant: MAURICE MOLONEY et al.  
Application No: 09/402,488  
Hearing Room: B  
Hearing Docket: A  
Hearing Date: Tuesday, August 12, 2008  
Hearing Time: 09:00 AM  
Location: Madison Building - East Wing  
600 Dulany Street, 9th Floor  
Alexandria, Virginia 22313-1450

NOTICE OF HEARING  
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

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UNITED STATES PATENT AND TRADEMARK OFFICE  
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In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: ( ☒ ) HEARING ATTENDANCE CONFIRMED ( ☐ ) HEARING ATTENDANCE WAIVED

Christy C. Poma  
Signature of Attorney/Agent/Appellant

7-16-08  
Date

34,288  
Registration No.

Names of other visitors expected to accompany counsel: see attached

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/dcom/gcounsel/contact.htm#bpa\\_contacts](http://www.uspto.gov/web/offices/dcom/gcounsel/contact.htm#bpa_contacts)

\* See attached Request to Reschedule \*

JUL 16 2008

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants: Maurice M. MOLONEY, *et al.*

Title: **METHOD FOR PRODUCING AND CLEAVING A  
FUSION PROTEIN WITH AN N-TERMINAL  
CHYMOSIN PRO-PEPTIDE**

App. No.: 09/402,488

Filing Date: 2/16/2000

Examiner: David J. Steadman

Art Unit: 1652

Confirmation Number: 6010

Appeal No. 2004-3488

**REQUEST TO RESCHEDULE ORAL HEARING**

Chief Clerk  
Board of Patent Appeals & Interferences  
U.S. PTO  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The Notice of Hearing issued June 25, 2008, in the captioned appeal sets a hearing date of August 12, 2008. Harm Deckers, Director, Intellectual Property at Sembiosys (the assignee of the application) would like to attend the hearing but will be in Europe on that date. Applicant therefore respectfully requests that the oral hearing be rescheduled to a later date, but not to any date within September 10-18, November 10-18, or December 10-16, when either one or both of Dr. Deckers and the undersigned attorney is not available.

In the event that this request cannot be granted, the undersigned hereby confirms attendance at the hearing scheduled for August 12, 2008, and states that Maurice Moloney (an inventor on the application) or Tara Girvitz, Senior Intellectual Property Analyst, Sembiosys, will accompany the undersigned attorney.

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JUL 16 2008

U.S. Application 09/402,488

Appeal No. 2008-3488

It is believed that no fees are required for this request; however, the Commissioner is hereby authorized to charge any additional fees which may be to Deposit Account No. 19-0741.

Respectfully submitted,

Date July 16, 2008

By Courtenay C. Brinckerhoff

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